

**L.N. 12 of 2016**

**MOTOR VEHICLES INSURANCE  
(THIRD PARTY RISKS) ORDINANCE  
(CAP. 104)**

**Motor Vehicles Insurance (Third Party Risks) (Insurance Exempt Vehicles) (Amendment) Regulations, 2016**

IN exercise of the powers conferred by articles 3, 5 and 23 of the Motor Vehicles Insurance (Third Party Risks) Ordinance, the Minister for Transport and Infrastructure has made the following regulations:-

**1.** The title of these rules is the Motor Vehicles Insurance (Third Party Risks) (Insurance Exempt Vehicles) (Amendment) Regulations, 2016, and these regulations shall be read and construed as one with the Motor Vehicles Insurance (Third Party Risks) (Insurance Exempt Vehicles) Regulations, hereinafter referred to as "the principal regulations".

Citation.

S.L.104.08

**2.** Regulation 4 of the principal regulations shall be substituted by the following:

Substitutes regulation 4 of the principal regulations.

"4. (1) Pursuant to the proviso of article 3(4)(b) of the Ordinance, compensation for injuries or damages sustained by the use of vehicles mentioned in the Schedule shall be awarded by the Protection and Compensation Fund established by article 9C of the Ordinance.

(2) In the event that the Protection and Compensation Fund effects payment for injuries or damages sustained by the use of vehicles referred to in article 3(4) of the Ordinance, the Fund shall be subrogated in the rights of the person receiving such payment, and, without prejudice to the generality of this provision, shall have a claim against the Guarantee Fund provided for in Article 1(4) of Directive 84/5/EEC in the designated State where the vehicle is normally based.

S.L. 403.13

(3) In the event that an injured party files a claim directly to the Protection and Compensation Fund in relation to injuries or damages sustained by the use of vehicles referred to in the Schedule, payment shall only be effected by the Protection and Compensation Fund if the requirements set out in regulation 25 of the Protection and Compensation Fund Regulations are satisfied.

(4) The Fund shall only be liable to make payments under this regulation up to such limits of liability as are prescribed under article 4(1) of the Ordinance."

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